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P.O. Box 4614  
Portland OR 97208

BANKRUPTCY COURT  
DISTRICT OF OREGON

2017 MAY -1 PM 1:16

FILED  
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JUN 1 2017

**United States Bankruptcy Court**

in and for the District of OREGON

1001 SW 5<sup>th</sup> Av., Portland OR 97204

In Re Peter Szanto, Debtor

**Adversarial # 16-ap-3114**

core case:16-bk-33185-pcm11

=====  
Peter Szanto, Plaintiff

**vs.**

Counter-Defendant's Answer

Evye Szanto, et al,

Defendants

**Hon. Judge McKittrick**

Comes now counter-defendant in answer to counter-plaintiff's claims.

**A. Wrongful Initiation of Civil Proceedings**

**1. Denials**

Counter-defendant, in good faith, generally denies all of the allegations in the "Wrongful Initiation of Civil Proceedings" pleading — including, but not limited to, upon jurisdictional grounds. Certain allegations while appearing to be seemingly true are denied upon the basis that they factually misstate the truth of events.

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Answer === 4-19-2017- pg. 1

1  
2 Based on counter-plaintiff's non-specific, vague and ambiguous  
3 allusion to "numerous duplicative lawsuits" counter-defendant lacks all  
4 knowledge and information to what counter-plaintiffs refer and thereupon  
5 denies any and all such allegations.  
6

7 Counter-defendant is without information that he "has admitted in  
8 the past that the claims he advances in the Amended complaint would be  
9 barred by applicable statutes of limitation if the previous lawsuits were  
10 dismissed." Counter-defendant is unaware and denies ever having made  
11 such a statement. If, in fact, such a statement were made by counter-  
12 defendant, counter-defendant mis-spoke or was mis-heard.  
13

14 Counter-defendant is without sufficient knowledge and information as  
15 to which "previous lawsuits" are referenced by counter-plaintiffs and  
16 thereupon denies any and all such allegations.  
17

18 Counter-defendant affirms that all of his claims against the counter-  
19 plaintiffs have legal and factual merit.  
20

21 Counter-defendant affirms that all of his claims against the counter-  
22 plaintiffs are brought in the best of good faith.  
23

24 Counter-defendant denies that all of his claims against the counter-  
25 plaintiffs are brought to harass and / or intimidate the defendants.  
26

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28 Answer ===== 4-19-2017- pg. 2

Counter-defendant denies that he “has recently transitioned his use of meritless litigation to federal district and bankruptcy court.”

## **2. Affirmative Defenses**

Pursuant to the U.S. Constitution, counter-defendant has done nothing more than exercise his rights to redress his grievances against the counter-plaintiffs.

Counter-plaintiffs actions have intentionally and improperly subjected counter-defendant to extreme financial hardship and physical duress and emotional anguish. All actions taken by counter-defendant were justified because counter-defendant was merely protecting himself from financial hardship and physical duress and emotional anguish and did merely those things allowed by law to protect himself.

## **B. Injunction; Vexatious Litigant Designation, etc**

### **1. Denials**

Counter-defendant specifically denies that he “has engaged in a lengthy and abusive pattern of litigation.”

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Answer ===== 4-19-2017- pg. 3

1  
2 Counter-defendant, in good faith, generally denies all of the  
3 allegations in the "Wrongful Initiation of Civil Proceedings" pleading —  
4 including, but not limited to, upon jurisdictional grounds. Certain allegations  
5 while appearing to be seemingly true are denied upon the basis that they  
6 factually misstate the truth of events.

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8 Based on counter-plaintiff's non-specific, vague and ambiguous  
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10 knowledge and information to what counter-plaintiffs refer and thereupon  
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18 defendant, counter-defendant mis-spoke or was mis-heard.

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21 to which "previous lawsuits" are referenced by counter-plaintiffs and  
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3 plaintiffs are brought in the best of good faith.  
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5 Counter-defendant denies that all of his claims against the counter-  
6 plaintiffs are brought to harass and / or intimidate the defendants.  
7

8 Counter-defendant denies that he "has recently transitioned his use  
9 of meritless litigation to federal district and bankruptcy court."  
10

11  
12 **2. Affirmative Defenses**  
13

14 Pursuant to the affirmation of civil rights in the U.S. Constitution,  
15 counter-defendant has done nothing more than exercise his rights to  
16 redress his grievances against the counter-plaintiffs.  
17

18 Counter-plaintiffs actions have intentionally and improperly subjected  
19 counter-defendant to extreme financial hardship and physical duress and  
20 emotional anguish. All actions taken by counter-defendant were justified  
21 because counter-defendant was merely protecting himself from financial  
22 hardship and physical duress and emotional anguish and did merely those  
23 things allowed by law to protect himself.

24 DATED 4/26/17 /s/  Peter Szanto  
25

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Answer ===== 4-19-2017- pg. 5

1  
2 **Proof of Service**

3  
4 My name is Susan Bier, I am over 21 years of age and not a party  
5 to the within action. My business address is PO Box 4614, Portland OR  
6 97208. On the date indicated below, I personally served the within:

7 **Answer** by e-mail to Mr. Olsen and Mr. Henderson at:

8  
9 nhenderson@portlaw.com

10 I declare under penalty of perjury under the laws of the United States  
11 that the foregoing is true and correct. Signed at Portland OR.

12 Dated 4-26-2017 1st Susan Bier  
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